

SENATE BILL 2086

By Jackson

AN ACT to amend Tennessee Code Annotated, Title 11,
Chapter 13, relative to the classification of a
segment of the Buffalo River as a scenic river.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 11-13-104, is amended by deleting the following language:

Buffalo River – The entire river, except that portion which lies within Wayne, Perry, Humphreys and Lewis counties.

and by substituting instead the language:

Buffalo River – The entire river, except that portion which lies within Wayne, Perry and Humphreys counties.

SECTION 2.

(a) For the establishment of boundaries on the new segment of scenic river created by this act, an additional segment of the Buffalo River, the commissioner of environment and conservation shall engage in a new program of cooperative effort with landowners. As soon as practicable, the commissioner shall engage in a program of outreach and education of the property owners in the area of this river segment and the local community to explain the program and the environmental and economic benefits it affords. The commissioner shall then, using sound discretion and considering all relevant circumstances, establish a perpetual boundary of the scenic river area associated with the river or river segment. If the proposed boundary of the scenic river area includes private property, the state shall obtain the notarized consent of the private landowner before establishing the boundary.

(b) No later than July 31, 2010, the commissioner of environment and conservation shall submit a report to the chairs of the senate environment, conservation, and tourism committee and the conservation and environment committee of the house of representatives on this cooperative effort. The report shall include a description of the outreach and educational efforts of the department, a description of the areas for which landowner consent for scenic river boundaries was obtained, a description of the areas for which scenic river boundaries were established or are in the process of being established for the river, and recommendations for or against expanding this program of cooperative effort to all scenic rivers and any suggested modifications. Unless this section is amended to the contrary, the department shall only establish boundaries on this river based upon the consent of the owner of any affected private lands.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.